

EDUCATION DEPARTMENT[281]

Adopted and Filed

Pursuant to the authority of Iowa Code section 299A.10 and 2013 Iowa Acts, House File 215 and House File 454, the State Board of Education hereby amends Chapter 31, “Competent Private Instruction, Independent Private Instruction, and Dual Enrollment,” Iowa Administrative Code.

In 2013, the enacted education reform bill included provisions to allow parents choosing private instruction to enroll their child in competent private instruction, independent private instruction, or private instruction by a non-licensed person (also deemed a form of competent private instruction for certain purposes). New legislation also provided changes in the access to and to the costs of annual achievement evaluations for students under private instruction. The Department is adopting changes to these rules to reflect the newly enacted provisions of private instruction. In addition, the Department adopts changes to align this chapter with the requirements of special education law and to make a technical correction concerning blood lead testing.

Notice of Intended Action was published in the October 16, 2013, Iowa Administrative Bulletin as **ARC 1126C**. Public comments were allowed until 4:30 p.m. on November 5, 2013. A public hearing was held on that date, with two persons in attendance and no public comment given by those in attendance. One written comment was received that indicated that the commenter did not like the underlying law but was fine with the rules as written to comply with the law change.

These amendments are identical to those published under Notice.

An agencywide waiver provision is provided in 281—Chapter 4.

After analysis and review of this rule making, there is no job impact anticipated from these amendments.

These amendments are intended to implement Iowa Code chapters 299 and 299A as amended by 2013 Iowa Acts, House File 215 and House File 454.

These amendments shall become effective on January 15, 2014.

EDITOR’S NOTE: Pursuant to recommendation of the Administrative Rules Review Committee published in the Iowa Administrative Bulletin, September 10, 1986, the text of these amendments [amendments to Ch 31] is being omitted. These amendments are identical to those published under Notice as **ARC 1126C**, IAB 10/16/13.

[Filed 11/20/13, effective 1/15/14]

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[For replacement pages for IAC, see IAC Supplement 12/11/13.]